IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HASSAN SABREE, by his mother and next friend, Hana Sabree, et al.,

Plaintiffs.

v.

Civil Action No. 02-CV-3426

ESTELLE B. RICHMAN, in her official capacity as Secretary of the Department of Public Welfare of the Commonwealth of Pennsylvania,

Defendant.

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(i), Plaintiffs voluntarily dismiss this action without prejudice.

Respectfully,

Dated: September 8, 2005 By: /s/ Mark J. Murphy

Mark J. Murphy
PA ID # 38564
Disabilities Law Project
1315 Walnut Street, Suite 400
Philadelphia, PA 19107-4798
(215) 238-8070

Stephen F. Gold 125 South Ninth Street, Suite 700 Philadelphia, PA 19107 (215) 627-7100

Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I, Mark J. Murphy, hereby certify that a true and correct copy of the Notice of Voluntary Dismissal was served on the following by first-class mail, postage pre-paid on September 8, 2005:

> John A. Kane, Esquire Chief Counsel Department of Public Welfare Office of Legal Counsel Health & Welfare Building Third Floor West Harrisburg, PA 17120

> Doris M. Leisch, Esquire Chief of Litigation Department of Public Welfare Office of Legal Counsel 1700 State Office Building 1400 Spring Garden Street Philadelphia, PA 19130

> > /s/ Mark J. Murphy Mark J. Murphy